IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2532 OF 1999
IN
SUIT NO.3256 OF 1999

Jigar V.Shah .. Plaintiffs

Vs.

Shaheel Bearing P.Ltd & Ors. ..Defendants

WITH

SUMMONS FOR JUDGMENT NO.782 OF 1999
IN
SUIT NO.3256 OF 1999

Jigar V.Shah .. Plaintiffs

Vs.

Shaheel Bearing P.Ltd and Ors. ..Defendants

Mr.Sammer Sawant i/b Little and Co. for the plaintiffs

CORAM : S.U.KAMDAR, J
DATED : 16TH SEPTEMBER, 2005

P.C.:

1. Not on board. On the request of learned counsel for the plaintiffs the present Notice of Motion and Summons for Judgment are taken on board and called out.

2. The Learned counsel for the plaintiff seeks

leave to withdraw the Notice of Motion as well as Summons for Judgment in view of the fact that the defendant company is declared as sick undertaking under section 22 of the Sick Industrial Companies Act, 1985 with liberty to take out fresh Notice of Motion as well as Summons for Judgement after the defendant company comes out from the declaration of sick undertaking. Both Notice of Motion as well as Summons for Judgment are withdrawn with aforesaid liberty.

3. The defendants are directed to keep the Office of the Prothonotary and Senior Master, High Court, Bombay and the plaintiff’s advocate informed about the status of the proceedings before the BIFR every six months and if any final order is passed then such order to be communicated within 15 days from the passing of the said order.